

2SSB 5062 - H AMD TO CRJ COMM AMD (H-1373.1/21) **687**

By Representative Kloba

1 On page 11, after line 19 of the striking amendment, insert the
2 following:

3 "(6)(a) A consumer has the right to not be subject to
4 surreptitious surveillance.

5 (b) A controller may not activate the microphone, camera, or any
6 other sensor on a device in the lawful possession of a consumer that
7 is capable of collecting or transmitting personal data, without
8 providing the privacy notice required in section 107 of this act and
9 obtaining the consumer's freely given, specific, informed, and
10 unambiguous opt-in consent for the specific type of measurement to be
11 activated. Such opt-in consent shall be effective for no more than 90
12 days after which it shall expire unless renewed by the consumer's
13 freely given, specific, informed, and unambiguous opt-in consent."
14
15

EFFECT: Provides that a consumer has the right to not be
subject to surreptitious surveillance and prohibits controllers from
activating a microphone, camera, or any other sensor capable of
collecting or transmitting personal data without first providing the
required privacy notice and obtaining the consumer's opt-in consent,
which is to expire after 90 days unless renewed by the consumer.

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